



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Region III
841 Chestnut Building
Philadelphia, Pennsylvania 19107

112062

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

MAR 24 1992

In Reply Refer To: 3HW11

Mr. Michael Brungard
Mountainview Trailer Court
Box 63
Mansfield Drive
Macungie, PA 18062

Re: Crossley Farm, Hereford Township, PA

Dear Mr. Brungard:

The U.S. Environmental Protection Agency (EPA) is continuing its investigation into the release, or the threat of release, of hazardous substances, pollutants or contaminants into the environment at the referenced proposed Superfund Site (Site).

Pursuant to the authority of Section 104(e) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. § 9604(e), you are required to provide all information and documents in your possession, custody or control, or in the possession, custody or control of any of your employees or agents, which concern, refer, or relate to hazardous substances as defined by Section 101(14) of CERCLA, 42 U.S.C. § 9601(14), particularly trichloroethylene which was transported to, or stored or disposed of at the Crossley Farm on Huff's Church Road in Hereford Township, Pennsylvania.

Our files indicate that in April 1988, you approached an EPA subcontractor drilling a well on Blackhead Hill at the Crossley Farm and described seeing barrels in a swell behind the rise near Huff's Church Road and the quarry. However, during the October 31, 1988 telephone interview with Mary O'Brien of TechLaw, you did not recall seeing any drums, barrels or other signs of industrial waste or any trucks going to and from the farm. In order to resolve this inconsistency, please provide the following information:

1. Describe any and all occasions involving the sighting of drums at the Crossley Farm. Your response should include:

- a. the date of each sighting;
- b. the number of drums per sighting;

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- c. the markings on the drums;
- d. the area on the Crossley Farm where the drums were seen;
- e. the condition of the drums (i.e., opened or with sealed tops);
- f. the state (i.e., liquid, solid, or gaseous) of the substances in the drums.

2. Provide the identity of any person involved in the generation, transportation and disposal or arrangement for transportation and disposal of waste at the Crossley Farm.

3. Provide any other information regarding the source of TCE contamination at the Crossley Farm.

The provisions in Section 104 of CERCLA, 42 U.S.C. § 9604 authorize EPA to pursue penalties for failure to comply with this section or for failure to respond adequately to required submissions of information. In addition, providing false, fictitious, or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. § 1001. The information you provide may be used by EPA in administrative, civil, or criminal proceedings.

As used herein, the term "documents" means: writings (handwritten, typed or otherwise produced or reproduced) and includes, but is not limited to, any invoices, checks, receipts, bills of lading, weight receipts, toll receipts, correspondence, offers, contracts, agreements, deeds, leases, manifests, licenses, permits, bids, proposals, policies of insurance, logs, books of original entry, minutes of meetings, memoranda, notes, calendar of daily entries, agenda, bulletins, notices, brochures, reports of scientific study or investigation, schedules, price lists, telegrams, teletypes, phono-records, magnetic voice or video records, tapes, summaries, magnetic tapes, punch cards, recordings, discs, computer printouts, or other data compilations from which information can be obtained or translated.

You are entitled to assert a claim of business confidentiality covering any part or all of the submitted information, in the manner described in 40 C.F.R. § 2.203(b). Information subject to a claim of business confidentiality will be made available to the public only in accordance with the procedures set forth in 40 C.F.R. Part 2, Subpart B. If a claim of business confidentiality is not asserted when the information is submitted to EPA, EPA may make this information available to the public without further notice to you.

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Please respond in writing to this required submission of information within 15 calendar days of your receipt of this letter. All information submitted to EPA must be signed by you certifying to its accuracy.

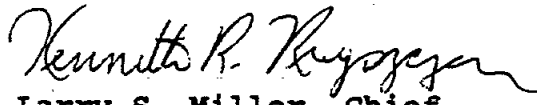
All documents and information should be sent to:

Mary Anne Daly
U.S. Environmental Protection Agency
PRP Search Section (3HW11)
841 Chestnut Building
Philadelphia, Pa. 19107

If you have any questions concerning this matter, please contact Ms. Daly at (215) 597-8981 or Roy Schrock at (215) 597-0913. Legal questions can be referred to Mr. Charles Hayden at (215) 597-3211.

This required submission of information is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501, et seq.

Sincerely,


for Larry S. Miller, Chief
PRP Search Section

cc: Roy Schrock (3HW22)
Charles Hayden (3RC31)
Don Becker, PaDER

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